

PROCLAMATION

BY THE

Governor of the State of Texas

REPRODUCED FROM THE
HOLDINGS OF THE
TEXAS STATE ARCHIVES

TO ALL TO WHOM THESE PRESENTS SHALL COME:

I disapprove and am vetoing Senate Bill 361, exempting orphans of members of The Texas National Guard and The Texas Air National Guard killed on active duty from the payment of tuition at our state supported colleges. Commendable as I believe this purpose is, I cannot sign the Bill because it is drawn in an unconstitutional manner.

First of all, the Bill purports to amend Vernon's Civil Statutes rather than the official session laws. Moreover, the Bill attempts to amend a statute by inserting a sentence rather than rewriting the entire section. Such procedure fails to comply with Section 36 of Article III of the Constitution of Texas which provides

'No law shall be revived or amended by reference to its title; but in such case the act revived, or the section or sections amended, shall be re-enacted and published at length.'

That a Bill amending a statute by inserting a clause or sentence does not satisfy the Constitutional requirement is supported by Attorney General's Opinion No. MS-217 and authorities cited therein.

Senate Bill 361 was received in the Governor's Office less than ten (10) days prior to the adjournment of the Regular Session of the Fifty-eighth Legislature, and in accordance with Article IV Section 14 of the Constitution of Texas, the Bill, together with this Proclamation, is filed with the Secretary of State.



IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the seal of State to be affixed hereto at Austin this 11th day of June, 1963.

John Connally
Governor of Texas

By the Governor:

Charles C. Martin
Secretary of State